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18 *Counsel for Defendant Google LLC*

19 UNITED STATES DISTRICT COURT

20 NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION

21 CHASOM BROWN, WILLIAM BYATT,  
22 JEREMY DAVIS, CHRISTOPHER  
23 CASTILLO, and MONIQUE TRUJILLO,  
individually and on behalf of themselves and  
all others similarly situated,

Case No. 4:20-cv-03664-YGR-SVK

24 Plaintiffs,

**DECLARATION OF JONATHAN TSE IN  
SUPPORT OF JOINT SUBMISSION RE:  
SEALING PORTIONS OF THE JOINT  
SUBMISSION IN RESPONSE TO DKT.  
506 RE 487, 505: DISCOVERY ORDERS 1  
& 2**

25 vs.

**Referral: Hon. Susan van Keulen, USMJ**

26 GOOGLE LLC,

27 Defendant.

1 I, Jonathan Tse, declare as follows:

2 1. I am a member of the bar of the State of California and an attorney at Quinn Emanuel  
 3 Urquhart & Sullivan, LLP, attorneys for Defendant Google LLC (“Google”) in this action. I make  
 4 this declaration of my own personal, firsthand knowledge, and if called and sworn as a witness, I  
 5 could and would testify competently thereto.

6 2. Pursuant to Civil Local Rule 79-5, I submit this declaration in support of the Parties’  
 7 Joint Submission in Response to Dkt. 506 re 487, 505: Discovery Orders 1 & 2. In making this  
 8 request, Google has carefully considered the relevant legal standard and policy considerations  
 9 outlined in Civil Local Rule 79-5. Google makes this request with the good faith belief that the  
 10 information sought to be sealed consists of Google’s confidential information and that public  
 11 disclosure could cause competitive harm.

12 3. Google respectfully requests that the Court seal the redacted portions identified in  
 13 the Orders.

14 4. The information requested to be sealed contains non-public, sensitive confidential  
 15 business information related to Google’s internal technological systems that could affect Google’s  
 16 competitive standing and may expose Google to increased security risks if publicly disclosed,  
 17 including details related to internal systems and operations that Google does not share publicly,  
 18 including internal projects, identifiers, internal practices with regard to Incognito and its proprietary  
 19 functionalities, as well as internal metrics and investigation into financial impact of certain features,  
 20 which Google maintains as confidential in the ordinary course of its business and is not generally  
 21 known to the public or Google’s competitors.

22 5. Such confidential information reveals Google’s internal systems and operations and  
 23 falls within the protected scope of the Protective Order entered into this action. *See* Dkt. 81 at 2-3.

24 6. Public disclosure of such confidential information could affect Google’s competitive  
 25 standing as competitors may alter their system designs and practices relating to competing products,  
 26 time strategic litigation, or otherwise unfairly compete with Google.

27 7. On March 28, 2022, the parties conferred on the proposed redactions to the Orders.  
 28 Plaintiffs take no position on sealing the proposed redactions.

8. For these reasons, Google respectfully requests that the Court order the identified portions of the Orders to be sealed.

I declare under penalty of perjury of the laws of the United States that the foregoing is true and correct. Executed in San Francisco, California on March 28, 2022.

5 | DATED: March 28, 2022

QUINN EMANUEL URQUHART &  
SULLIVAN, LLP

By *s/ Jonathan Tse*  
Jonathan Tse

*Attorney for Defendant*